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3 UNITED STATES DISTRICT COURT
4 NORTHERN DISTRICT OF CALIFORNIA
5 OAKLAND DIVISION

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7 In re JANE DOROTIK, No. C 11-5553 PJH (PR)
8 Petitioner.

ORDER OF DISMISSAL

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10 This case was opened when plaintiff wrote a letter to Judge Henderson of this court
11 regarding time credits. In an effort to protect her rights, it was filed as a new habeas case.
12 Petitioner was informed that she had not filed a petition and was given thirty days to do so.
13 She also was sent a notice that she had not paid the filing fee or applied for leave to
14 proceed in forma pauperis ("IFP"); again, she was allowed thirty days to either pay the fee
15 or file the application. A copy of the court's form for applications to proceed IFP was
16 provided with the notice, along with a return envelope.

17 Petitioner has written to the court saying that she did not intend to file a new case
18 anywhere but in state court, where her state habeas petition is now pending. This case is
19 therefore **DISMISSED** without prejudice as opened in error. No fee is due. The clerk shall
20 close the file.

21 **IT IS SO ORDERED.**

22 Dated: January 11, 2012.



23 PHYLLIS J. HAMILTON
United States District Judge

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